

109TH CONGRESS
1ST SESSION

H. R. 2211

To limit liability under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 for service station dealers with respect to the release or threatened release of recycled oil.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 2005

Mr. CAPUANO (for himself, Mr. SESSIONS, Mr. BASS, Mr. BRADLEY of New Hampshire, Mr. FRANK of Massachusetts, Mr. LYNCH, Mr. MCGOVERN, Mr. MANZULLO, Mr. MEEHAN, Mr. MICHAUD, Mr. NEAL of Massachusetts, and Mr. PASCRELL) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To limit liability under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 for service station dealers with respect to the release or threatened release of recycled oil.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AMENDMENT.**

4 Section 114(c) of the Comprehensive Environmental
5 Response, Compensation, and Liability Act of 1980 (42

1 U.S.C. 9614(c)) is amended by adding at the end the fol-
2 lowing new paragraph:

3 “(5) PRIOR TO EFFECTIVE DATE.—No person
4 (including the United States or any State) may re-
5 cover, under the authority of subsection (a)(3) or (4)
6 of section 107, from a service station dealer for any
7 response costs or damages resulting from a release
8 or threatened release of recycled oil, or use the au-
9 thority of section 106 against a service station deal-
10 er other than a person described in subsection (a)(1)
11 or (2) of section 107, with respect to any period be-
12 tween November 8, 1986, and the effective date de-
13 scribed in paragraph (4), if the service station dealer
14 had complied with all applicable laws and regula-
15 tions relating to the disposal of such oil.”.

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